

**REMARKS**

Claims 1-8 are pending in the application. In the Office Action, the Examiner has again rejected Claims 1-8 under 35 U.S.C. § 103 (a) as being unpatentable over the *Jung et al.* (U.S. 6,097,949) in view of *Lietsalmi et al.* (U.S. 6,370,391 B1).

As indicated above, the Examiner has rejected independent Claims 1, 3, and 5 under 35 U.S.C. § 103 (a) as being unpatentable over the *Jung* in view of *Lietsalmi*. In this rejection the Examiner asserts that *Lietsalmi* teaches converting broadcasting information to a predetermined message code according to the type and contents of the broadcasting information, and generating a message having a header indicating the type of the broadcasting information and the predetermined message code in a format predetermined depending on the type of the broadcasting information. More specifically, the Examiner now asserts that *Lietsalmi* teaches an S-BCCH that contains an index message that includes fields of information such as a Message Type Field, which the Examiner asserts is an equivalent of a header for indicating the type of message being broadcast, and a Broadcast Message category field that contains a code that corresponds to the message type.

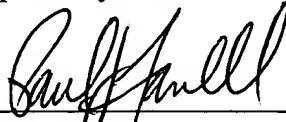
However, it is respectfully submitted that the Message Type Field, as cited by the Examiner, is not an equivalent of a header for indicating the type of message being broadcast as recited in Claims 1, 3, and 5. More specifically, the present invention is directed to converting broadcast information into a predetermined message code using CBS information and generating a message including header information and a converted message code. In this regard, it appears that the Examiner's cited references disclose a broadcasting category field similar to a header indicating the type of the broadcasting information, i.e., the type of messages.

However, the present invention uses a message header and also converts the actual contents of the broadcasting information into a predetermined code. It is respectfully submitted that the Examiner's cited references fail to disclose this feature of the present invention as recited in independent Claims 1, 3, and 5, i.e., converting the contents of into the code and generating a message. Accordingly, it is respectfully submitted that Claims 1, 3, and 5 are patentably distinct from the Examiner's cited art, and it is respectfully requested that the rejection of these claims be withdrawn.

It is respectfully submitted that the dependent Claims 2, 4, 6, 7 and 8 are allowable based on allowance of their respective independent claims.

Accordingly, it is respectfully submitted that the present application is in condition for allowance. Should the Examiner have any questions, it is respectfully requested that the undersigned attorney be contacted at the earliest convenience to discuss the present application. Early and favorable action is earnestly solicited.

Respectfully submitted,



Paul J. Farrell  
Reg. No. 33,494  
Attorney for Applicant

DILWORTH & BARRESE, LLP  
333 Earle Ovington Boulevard  
Uniondale, New York 11553  
TEL: (516) 228-8484  
FAX: (516) 228-8516  
PJF/DMO/las